

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF INDIANA  
HAMMOND DIVISION**

DON ST. AUBIN

Plaintiff,

v.

MIKE WARD, c/o  
UNILEVER

Defendant.

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Case No. 2:08-CV-359 JVB

**ORDER**

On November 12, 2008, the Plaintiff filed a complaint and named Mike Ward c/o Unilever as the Defendant. When the Plaintiff failed to appear at the pretrial conference scheduled June 25, 2009, an Order was issued on that same day, requiring the Plaintiff to show cause why he failed to appear at the pretrial conference by July 10, 2009. The Plaintiff failed to file an affidavit.

Consequently, on September 23, 2009, Magistrate Judge Andrew P. Rodovich issued a Report and Recommendation suggesting that the case be dismissed with prejudice. Judge Rodovich advised the Plaintiff that, pursuant to 28 U.S.C. § 636(b)(1) he had ten days to object to the Report and Recommendation and that, if he did not object, he would be waiving her rights to challenge it later. To date, the Plaintiff has not objected.

Accordingly, the Court accepts Judge Rodovich's Report and Recommendation and dismisses this case with prejudice.

SO ORDERED on November 17, 2009.

s/ Joseph S. Van Bokkelen  
JOSEPH S. VAN BOKKELEN  
UNITED STATES DISTRICT JUDGE